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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE OPTIMAL U.S. LITIGATION

No. 10-cv-4095 (SAS)  
ECF CASE

**[PROPOSED] ORDER GRANTING PLAINTIFFS' MOTION FOR LEAVE TO FILE A  
THIRD AMENDED COMPLAINT**

WHEREAS, the Court issued an Opinion and Order dated May 2, 2011, permitting Plaintiffs to amend the Second Amended Complaint to add derivative claims;

WHEREAS, at a conference on May 10, 2011, the Court agreed to grant Plaintiffs leave to file a Third Amended Complaint to add a new plaintiff;

WHEREAS, consistent with the May 10 conference, Plaintiffs agreed to submit by May 13, 2011 a proposed order to the Court permitting Plaintiffs to file an amended complaint; and

WHEREAS, consistent with the May 10 conference, Plaintiffs agreed to file an amended complaint to add derivative claims and/or a new plaintiff by May 17, 2011;

IT IS THEREFORE ORDERED THAT,

1. Plaintiffs' motion for leave to file a Third Amended Complaint is granted.

Plaintiffs shall file the amended pleading on or before May 17, 2011.

Dated: New York, New York  
May 13, 2011

SO ORDERED

HON. SHIRA A. SCHEINDLIN

  
United States District Judge